IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

WP(C).No. 25005 of 2007(B)

PETITIONER:

JOSEPH.A.G., S/O.LATE A.O.GEORGE,
AGED 40 YEARS, ASARIPARAMBIL, KATHRKADAVU,
THAMMANAM, PULLEPPADY ROAD, KOCHI-17.

BY ADV. SRI.C.A.CHACKO
SMT.C.M.CHARISMA
SRI.N.A.SHAFEEK

RESPONDENTS:

---

1. THE JOINT REGISTRAR (GENERAL),
OFFICE OF JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES, ERNAKULAM.

2. PEOPLES URBAN CO.OPERATIVE BANK LTD
NO.51, REP. BY ITS BRANCH MANAGER,
KATHRKADAVU.

3. SALE OFFICER,
PEOPLES URBAN CO.OPERATIVE BANK GROUP,
OFFICE OF THE ASST.REGISTRAR FOR CO-OPERATIVE
SOCIETIES, (GENERAL), KANAYANNUR.

R1 & R3 BY GOVT. PLEADER SRI. P.K. RAVIKRISHNAN.
R2 BY ADV. SRI.T.A.RAJAN
SRI.C.K.JAYAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 25005/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF RELEVANT PAGE OF THE PASS BOOK SHOWING REMITTANCE BY PETITIONER'S FATHER.

EXT. P2 : TRUE COPY OF REPRESENTATION DATED 15.3.2005 MADE BEFORE THIRD RESPONDENT.

EXT. P3 : TRUE COPY OF NOTICE DATED 27.7.2007 ISSUED BY 3RD RESPONDENT.

K.M.JOSEPH, J.

- -

WP.(C) No.25005 of 2007

- -

Dated this the 28th day of September, 2007

JUDGMENT

Petitioner's father and petitioner's brother availed loan. It was not repaid. Recovery steps were taken.

2. I heard learned counsel for the respondents also. The petitioner sought time to pay the amount.

Having regard to all facts the petitioner is permitted to pay off the amount due with interest in seven equal monthly instalments. The second respondent Bank will serve a statement on the petitioner showing the amount to be paid with interest and also the amount of instalment to be paid on the basis that the petitioner has to pay the amount due with interest in seven equal monthly instalments. This shall be done within two weeks from today. The first instalment shall be payable on or before 31.10.2007. The further instalments shall be paid on or before the last working day of the succeeding months. If any instalment is not paid, the petitioner will lose the benefit of this judgment and it is open to the second respondent to proceed against the petitioner in accordance with law.

(K.M. JOSEPH, JUDGE)

sb